UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

BANK OF AMERICA, N.A.,

Plaintiff,

-against-

N-STAR REAL ESTATE CDO VII LTD, U.S. BANK NATIONAL ASSOCIATION, as Trustee, and NS ADVISORS, LLC,

Defendants.

11-CV-7975 (RWS)

NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)

NOTICE OF VOLUNTARY DISMISSAL

Pursuant to F.R.C.P. 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, the plaintiff Bank of America, N.A., by its attorneys Cadwalader, Wickersham & Taft LLP, hereby gives notice that it voluntarily dismisses all of its claims, with prejudice, against the defendants N-Star Real Estate CDO VII Ltd., U.S. Bank National Association, and NS Advisors, LLC.

Dated: New York, New York May 14, 2012

CADWALADER, WICKERSHAM & TAFT LLP

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